

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

FLOYD L. KIMBALL,

Plaintiff,

v.

STEVE RICHMOND, *et al*,

Defendants.

Case No. C04-5838RBL

ORDER DISMISSING
COMPLAINT PURSUANT TO
LOCAL RULE CR 41

The Court, having reviewed the Report and Recommendation of United States Magistrate Judge Karen L. Strombom, objections to the report and recommendation, if any, and the remaining record, does hereby find and ORDER:

- (1) The Court adopts the Report and Recommendation;
- (2) Petitioner's petition is DISMISSED without prejudice;
- (3) The Clerk is directed to terminate this action pursuant to Local Rule CR 41; and
- (4) The Clerk is directed to send copies of this Order to petitioner and the Honorable Karen L. Strombom.

DATED this 3rd day of June, 2005.


RONALD B. LEIGHTON
UNITED STATES DISTRICT JUDGE